



United States Patent and Trademark Office

MAILED

FEB 27 2004

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCESUnder Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark OfficeP.O. Box 1450
Alexandria, Virginia
22313-11450
www.uspto.gov

Paper No: 76

4955

Sanford E. Warren, Jr.
Gardere, Wynne, Sewell, LLP
1601 Elm Street
Suite 3000
Dallas, TX 75201-4761Appeal No:
Appellant:
Application No:
Hearing Room:
Hearing Docket:
Hearing Date:
Hearing Time:
Location:

2003-1231
Davis, Bill L. et. al.
09/315,796
A
A
Thursday, May 20, 2004
1:00 PM
Room 12C07 CRYSTAL GATEWAY 2 1225 Jefferson Davis Highway Arlington, VA 22202

NOTICE OF HEARING

CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

- ☐ The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.
- ☐ The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

- ☐ This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

☐ Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:

(703) 308-6199

USPTO Central Fax No.

(703) 872-9306

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES

UNITED PATENT AND TRADEMARK OFFICE

P.O. BOX 1450

ALEXANDRIA, VIRGINIA 22313-11450

Clerk of the Board (703)-308-9797

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

☒ HEARING ATTENDANCE CONFIRMED☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

BOARD OF PATENT
APPEALS &
INTERFERENCES

MAR 17 2004

GARDEREattorneys and counselors ■ www.gardere.com

Direct Dial: 214-999-4266

Direct Fax: 214-999-3266

kemanuelson@gardere.com**VIA FACSIMILE AND FIRST CLASS MAIL**

March 17, 2004

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-11450


Re: Appeal No.: 2003-1231
Appellant: Davis, Bill L. et al.
Appl. No.: 09/315,796
Our File No.: 111667-1000

Dear Sir:

Enclosed for filing please find the Notice of Hearing and return postcard.

Please file the above document and return the date-stamped postcard to our office at the address listed above. If any additional fees are due the Commissioner is authorized to charge Gardere Wynne Sewell LLP's Deposit Account No. 07-0153. In the meantime, if you have any questions or comments concerning this matter, please call the undersigned at your earliest convenience. Otherwise, please accept the enclosed.

Very truly yours,

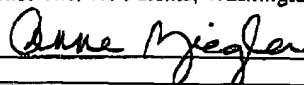


Kenneth T. Emanuelson
Registration No. 46,684
Enclosures

cc: Jerry Williamson (w/encl.)
Jesse Williamson (w/encl.)
Paul Williamson (w/encl.)

Date of Deposit: March 17, 2004

I certify that the accompanying paper is being deposited with the United States Postal Service "First Class Mail" service under 37 CFR 1.8 on the date indicated above and is addressed to: Box: Commissioner for Patents, Washington, D.C. 20231.



BOARD OF PATENT
APPEALS &
INTERFERENCES

MAR 17 2004

GARDEREattorneys and counselors ■ www.gardere.com**Fax**

DATE March 17, 2004

TO	COMPANY	PHONE NO.	FAX NO.
Board of Patent and Appeals and Interferences USPTO Central Fax No.	U.S. Patent and Trademark Office		703-308-6199 ✓ 703-872-9306
FROM	Kenneth Emanuelson	kemanuelson@gardere.com	
DIRECT LINE	214-999-4266		
DIRECT FAX	214-999-3266		
CLIENT/MATTER NO.	111667-1000		
TOTAL PAGES (including cover)	3		

BOARD OF PATENT
APPEALS &
INTERFERENCES
MAR 17 2004

If you have any problems with this transmission, please call 214-999-4266.

Is this for Service of Documents? No
 Please indicate local time deadline:
 Confirmation Requested: No

COMMENTS:

Appeal No. 20036-1231
 Application No. 09/315,796

NOTICE BY GARDERE WYNNE SEWELL LLP

The message herein contained or attached documents accompanying this facsimile contains information from the law firm of Gardere Wynne Sewell LLP which is confidential and/or privileged, or may contain attorney work product. The information is intended only for the use of the addressee named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of such facsimile and attachments is strictly prohibited, and may be unlawful. If you have received this facsimile in error, please destroy without disclosing the contents, and notify the sender immediately. Unintended transmission does not constitute waiver of the attorney-client privilege or any other privilege.

Unless expressly stated otherwise, nothing contained in such message should be construed as a digital or electronic signature, nor is it intended to reflect an intention to make an agreement by electronic means.

GARDERE WYNNE SEWELL LLP

3000 Thanksgiving Tower, 1601 Elm Street, Dallas, Texas 75201-4761 ■ 214.999.3000 Phone ■ 214.999.4667 Fax
 Austin ■ Dallas ■ Houston ■ Mexico City ■ Washington, DC

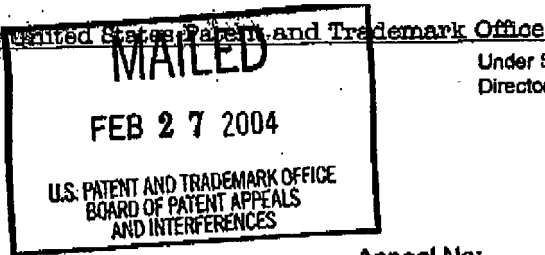
09315796.09315796

Mar-17-04 16:13

From-GARDERE

+2149994399

T-982 P 03/03 F-401



Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia
22313-11450
www.uspto.gov

Paper No: 76

4955

Sanford E. Warren, Jr.
Gardere, Wynne, Sewell, LLP
1601 Elm Street
Suite 3000
Dallas, TX 75201-4761

Appeal No:
Appellant:
Application No:
Hearing Room:
Hearing Docket:
Hearing Date:
Hearing Time:
Location:

2003-1231
Davis, Bill L. et. al.
09/315,796
A
A
Thursday, May 20, 2004
1:00 PM
Room 12C07 CRYSTAL GATEWAY 2 1225 Jefferson Davis Highway Arlington, VA 22202

NOTICE OF HEARING

CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:
(703) 308-6199
USPTO Central Fax No.
(703) 872-9308

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES
UNITED PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-11450

Clerk of the Board (703)-308-9797

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

☒ HEARING ATTENDANCE CONFIRMED
☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

GARDEREattorneys and counselors ■ www.gardere.com

Direct Dial: 214-999-4266

Direct Fax: 214-999-3266

kemmanuelson@gardere.com

VIA FACSIMILE AND FIRST CLASS MAIL

March 17, 2004

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-11450

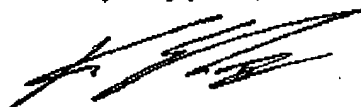
Re: Appeal No.: 2003-1231
Appellant: Davis, Bill L. et al.
Appl. No.: 09/315,796
Our File No.: 111667-1000

Dear Sir:

Enclosed for filing please find the Notice of Hearing and return postcard.

Please file the above document and return the date-stamped postcard to our office at the address listed above. If any additional fees are due the Commissioner is authorized to charge Gardere Wynne Sewell LLP's Deposit Account No. 07-0153. In the meantime, if you have any questions or comments concerning this matter, please call the undersigned at your earliest convenience. Otherwise, please accept the enclosed.

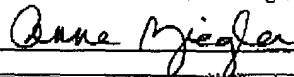
Very truly yours,


Kenneth T. Emanuelson
Registration No. 46,684
Enclosures

cc: Jerry Williamson (w/encl.)
Jesse Williamson (w/encl.)
Paul Williamson (w/encl.)

Date of Deposit: March 17, 2004

I certify that the accompanying paper is being deposited with the United States Postal Service "First Class Mail" service under 37 CFR 1.8 on the date indicated above and is addressed to: Box: Commissioner for Patents, Washington, D.C. 20231.



GARDERE WYNNE SEWELL LLP

3000 Thanksgiving Tower, 1601 Elm Street, Dallas, Texas 75201-4761 ■ 214.999.3000 Phone ■ 214.999.4667 Fax

Austin ■ Dallas ■ Houston ■ Mexico City ■ Washington, DC

RECEIVED
2004 MAR 22 AM 10:02
UNITED STATES PATENT
AND TRADEMARK OFFICE

00345796-053404

Mar-17-04 16:12

From-GARDERE

+2149994399

T-982 P 01/03 F-401

GARDEREattorneys and counselors • www.gardere.com**RECEIVED**
CENTRAL FAX CENTER

MAR 19 2004

OFFICIAL**Fax**

DATE March 17, 2004

TO	COMPANY	PHONE NO.	FAX NO.
Board of Patent and Appeals and Interferences USPTO Central Fax No.	U.S. Patent and Trademark Office		703-308-6199 703-872-9306 ✓

FROM	Kenneth Emanuelson	kemanuelson@gardere.com
DIRECT LINE	214-999-4266	
DIRECT FAX	214-999-3266	
CLIENT/MATTER NO.	111667-1000	
TOTAL PAGES (including cover)	3	

If you have any problems with this transmission, please call 214-999-4266.

Is this for Service of Documents? No
 Please indicate local time deadline:
 Confirmation Requested: No

COMMENTS:

Appeal No. 20036-1231
 Application No. 09/315,796

NOTICE BY GARDERE WYNNE SEWELL LLP

The message herein contained or attached documents accompanying this facsimile contains information from the law firm of Gardere Wynne Sewell LLP which is confidential and/or privileged, or may contain attorney work product. The information is intended only for the use of the addressee named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of such facsimile and attachments is strictly prohibited, and may be unlawful. If you have received this facsimile in error, please destroy without disclosing the contents, and notify the sender immediately. Unintended transmission does not constitute waiver of the attorney-client privilege or any other privilege.

Unless expressly stated otherwise, nothing contained in such message should be construed as a digital or electronic signature, nor is it intended to reflect an intention to make an agreement by electronic means.

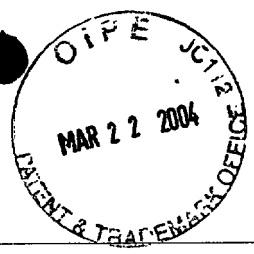
GARDERE WYNNE SEWELL LLP

3000 Thanksgiving Tower, 1601 Elm Street, Dallas, Texas 75201-4761 • 214.999.3000 Phone • 214.999.4667 Fax

0945796.052104

RECEIVED
 7/17/04 22 AM 10:02
 BOARD OF PATENT AND APPEALS
 AND INTERFERENCES

Interference 4470



GARDERE

attorneys and counselors ■ www.gardere.com

Direct Dial: 214-999-4266
Direct Fax: 214-999-3266
kemanuelson@gardere.com

VIA FACSIMILE AND FIRST CLASS MAIL

March 17, 2004

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-11450

Re: Appeal No.: 2003-1231
Appellant: Davis, Bill L. et al.
Appl. No.: 09/315,796
Our File No.: 111667-1000

NOTED 05/05/04

Dear Sir:

Enclosed for filing please find the Notice of Hearing and return postcard.

Please file the above document and return the date-stamped postcard to our office at the address listed above. If any additional fees are due the Commissioner is authorized to charge Gardere Wynne Sewell LLP's Deposit Account No. 07-0153. In the meantime, if you have any questions or comments concerning this matter, please call the undersigned at your earliest convenience. Otherwise, please accept the enclosed.

Very truly yours,

Kenneth T. Emanuelson
Registration No. 46,684
Enclosures

cc: Jerry Williamson (w/encl.)
Jesse Williamson (w/encl.)
Paul Williamson (w/encl.)

Date of Deposit: <u>March 17, 2004</u>
I certify that the accompanying paper is being deposited with the United States Postal Service "First Class Mail" service under 37 CFR 1.8 on the date indicated above and is addressed to: Box 1450, Alexandria, VA 22313-11450
Commissioner for Patents, Washington, D C 20231



United States Patent and Trademark Office

MAILED

FEB 27 2004

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia
22313-11450
www.uspto.gov

Paper No: 76

Appeal No:

Appellant:

Application No:

Hearing Room:

Hearing Docket:

Hearing Date:

Hearing Time:

Location:

2003-1231

Davis, Bill L. et. al.

09/315,796

A

A

Thursday, May 20, 2004

1:00 PM

Room 12C07

CRYSTAL GATEWAY 2

1225 Jefferson Davis Highway

Arlington, VA 22202

Sanford E. Warren, Jr.
Gardere, Wynne, Sewell, LLP
1601 Elm Street
Suite 3000
Dallas, TX 75201-4761

NOTICE OF HEARING

CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:

(703) 308-6199

USPTO Central Fax No.

(703) 872-9306

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES

UNITED PATENT AND TRADEMARK OFFICE

P.O. BOX 1450

ALEXANDRIA, VIRGINIA 22313-11450

Clerk of the Board (703)-308-9797

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:



HEARING ATTENDANCE CONFIRMED



HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

3/17/2004 46,684